Docket No.: 64162-021



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF <u>P</u>ATENT APPEALS AND INTERFERENCES

In re Application of

Mitchell Keegan, et al.

Application No.: 09/807,519

Filed: September 17, 2001

Customer Number: 20277

Confirmation Number: 9129

Tech Center Art Unit: 1636

Examiner: Maria B. Marvich, PhD

For: DELIVERY SYSTEM FOR PORCINE SOMATOTROPIN

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop Appeal Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 5, 2004 of the Primary Examiner finally rejecting claims 1-3; 6 and 8-13.

Appeal Fee: \$\$340.00

Not required (fee paid in prior appeal in this application).

Charge to Deposit Account No. 500417.

Check Enclosed.

Respectfully submitted,

11/08/2004 EABUBAK1 00000027 500417 09807519

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**Date: November 5, 2004**